

Fair Tonight and Probably
Tuesday. Cooler Tuesday.

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HINT IS MADE OF JUGGLED FUNDS IN STATE OFFICE

Albert Rosenthal, Artist,
Makes Revelation to
Committee.

BIG DISCREPANCY IN CHECK AND VOUCHER

Record Shows Charge Called for
Three Times Amount of
Michaels' Order.

Sensational testimony indicating that some one in the State Department has been guilty of juggling expense accounts was brought out today at a meeting of the House Committee on Expenditures in the State Department.

Albert Rosenthal, portrait painter of Philadelphia, testified that he had received \$550 for painting a portrait of Secretary of State Day, who is now an associate justice of the United States Supreme Court. Mr. Rosenthal said he signed a blank voucher in payment for the portrait, which was to be hung in the State Department.

What Voucher Showed.

When he saw the same voucher a year or two later, said Mr. Rosenthal, it showed that \$2,400 or \$2,450 had been paid for the portrait. "Some time in 1906," said Mr. Rosenthal, "Secretary Day asked me to paint his portrait, on condition that it would not cost more than \$50. A short time later I received a check from Colonel Michaels, then chief clerk of the State Department. This check called for \$550, and I signed a blank voucher.

"On my return from Europe in February, 1907, I went to the State Department, and the matter was brought up by Mr. Denby, who had succeeded Colonel Michaels as chief clerk. There was some talk about painting a portrait of Secretary Day, but Mr. Denby said my price was too high. I told him I had charged the usual price, \$550.

Thinks It Personal Check.

"Mr. Denby said there must have been some mistake, because the voucher called for a good deal more than that. He showed the voucher to me, and it called for somewhere around \$2,400, or \$2,450.

Spoke to Justice Day.

Mr. Rosenthal was asked if he had spoken to anybody else about the voucher except Chief Clerk Denby, of the State Department. The artist replied that he had told Justice Day, who had been elevated to the Supreme Bench, about the painting of his portrait. "What did you tell Justice Day?" asked Chairman Hamlin. "I simply told him," said Mr. Rosenthal, "that I had been confronted with a voucher for \$2,450 for his portrait, that I had agreed to paint it for \$550, and had only received \$550."

Michaels May Be Sought.

The committee seemed so surprised at the nature of Mr. Rosenthal's testimony that it adjourned until 2:30 o'clock in order to send to the State Department to get the original voucher. Chief Morrison, of the Bureau of Accounts, who had charge of the canceled vouchers, was subpoenaed to appear before the committee, although the committee was inclined to think that a full explanation of the transaction can only be obtained from Mr. Michaels, who was chief clerk of the State Department at the time the painting was made, and who is alleged to have sent Artist Rosenthal the \$550 check.

Automobile Breaks Small Boy's Leg

Gilbert Savo, seven years old, who lives at 903 Sixth street northwest, was knocked down and had his leg broken by an automobile driven by Joseph Berberich. The little fellow was in front of 511 L street when the accident happened, and Mr. Berberich placed him and his mother in the automobile and rushed to Emergency Hospital. After the little fellow was treated Mr. Berberich carried him to his home.

WEATHER REPORT.

FORECAST FOR THE DISTRICT.
Fair tonight and probably Tuesday.
Slightly lower temperature Tuesday.
Light variable winds probably becoming northerly Tuesday.

TEMPERATURES.	
ATLANTA	72
BALTIMORE	72
BOSTON	72
CHICAGO	72
CINCINNATI	72
CLEVELAND	72
DALLAS	72
DETROIT	72
INDIANAPOLIS	72
KANSAS CITY	72
LOUISVILLE	72
MEMPHIS	72
MINNEAPOLIS	72
NEW ORLEANS	72
NEW YORK	72
PHILADELPHIA	72
PITTSBURGH	72
RICHMOND	72
ST. LOUIS	72
ST. PAUL	72
WASHINGTON	72

TIDE TABLE.

Today—High tide, 8:40 a. m. and 9:15 p. m.
Low tide, 2:32 a. m. and 3:25 p. m.
Tomorrow—High tide, 9:34 a. m. and 10:10 p. m.
Low tide, 3:27 a. m. and 4:22 p. m.

SUN TABLE.

Sun rises—4:33 Sun sets—8:21

Figure in Inquiry



COL. WILLIAM H. MICHAELS,
Former Chief Clerk of the State Department.

BACON SUGGESTED AS SUCCESSOR TO AMBASSADOR HILL

Envoy at Paris Likely to Be
Transferred, Is
Reported.

It is reported at the White House today that Ambassador Robert Bacon, former Secretary of State, now stationed at Paris, would succeed Ambassador David Jayne Hill at Berlin, when the latter's resignation becomes effective in July.

This report came from a member of the Senate Committee on Foreign Relations. He called to see the President on another matter, and afterward ventured the opinion that Mr. Bacon would be the appointee.

This Senator frankly admitted that he spoke without authority when he suggested the name of Mr. Bacon, but just the same, he was willing to gamble that the ambassador to France would be transferred. He did not know who would succeed Mr. Bacon in case this program goes into effect.

Another interesting piece of information was given out by this Senator, in connection with the Berlin appointment. He said that Ambassador O'Brien, at Tokyo, would not be sent to Germany. He said the President had authorized him to write to Mr. O'Brien that such a transfer could not, at this time, be made. This eliminates another of the oft-mentioned possibilities for this diplomatic vacancy.

MURDERESS TO BE HANGED JULY 31

First Woman Thus Sentenced
Since Accomplish in Lincoln
Assassination.

With a smile playing about her lips and leaning heavily upon a chair for support, Mrs. Mattie E. Lomax, colored, today received a sentence, by Justice Wright in Criminal Court, No. 1, to be executed upon the gallows in the District jail Monday, July 31, to expiate the murder of her husband, Cecil B. Lomax, last December.

Hanging of Mrs. Lomax is the first death penalty pronounced against a woman in the District since the noose killed Mrs. Mary Surratt, in 1865, for conspiracy to assassinate President Lincoln.

Looking Justice Wright squarely in the face, the woman smiled as she faced death, but her body shook with emotion. When asked before her sentence was pronounced if she had anything to say, Mrs. Lomax said:

"I'd like to beg for another trial. I don't feel that I've had justice."

"That is for a tribunal other than this to determine," said Justice Wright. An appeal from the sentence to the District Court of Appeals in a last attempt to save the life of the woman was noted in court by her attorney, John Ridout. He also presented a motion for a new trial before her sentence, which Justice Wright overruled.

Assistant United States District Attorney James Proctor procured the conviction of Mrs. Lomax unassisted. The Government contended that she deliberately planned the murder of her husband, Cecil Lomax, in his room about 4 p. m. December 18 last. He was shot twice through the head, dying almost instantly.

DEMOCRATS IN CAUCUS CLASH OVER LORIMER

Senators' Troubles Aired
Again During Four-
Hour Meeting.

WAS AN AGREEMENT, ASSERT THE ANTIS

Had a Gentlemen's Understanding
at the Last Meeting, They
Declare.

The troubles of the Senate Democrats over the Lorimer case were again aired in a four-hour caucus today.

At the caucus last week, while no agreement was formally reached, some of the anti-Lorimer Senators got the understanding that there was an informal agreement that the investigation should be given to the Privileges and Elections Committee, with a gentlemen's understanding that it would name a subcommittee to conduct the actual inquiry. This subcommittee, it was understood, was to include four anti-Lorimer and three pro-Lorimer Senators.

When the Privileges and Elections Committee met on Saturday, Senator Lea of Tennessee made a motion to designate such a committee of seven. When it came to a vote, however, only three favored the motion.

Aroused Suspicion.

This action made the anti-Lorimer Democrats suspicious, and a command was made for a further discussion on the subject.

In the meantime, Senator Bailey's speech on last Friday in the Senate had served to accentuate differences among the Democrats, some of whom were much displeased with Mr. Bailey's assumption that he spoke for the entire body of Democrats. Senator Martin, the nominal Democratic leader, was among those disaffected by Mr. Bailey's action, and it was because of this that he finally consented to call the caucus together again.

The progressive Democrats, who have been anxious from the beginning of this session to break down Mr. Bailey's hold on the minority, have been making the most of this opportunity to spread disunion and great opposition to further domination by Bailey. Some of the Democrats who in the past have been pretty faithful followers of Mr. Bailey, have been particularly displeased because of his actions in the Lorimer case.

Interesting Clashes.

There have been some very interesting passages among Democrats in these conferences. Senator Martin, of New Jersey, according to one story that is told with a good deal of unctious about the Capitol, at one stage declared that he could not consent to be bound by anything that the caucus would agree upon unless it coincided with his personal convictions.

When she dies the proportionate part since the last payment must be paid to her personal representatives. The decision as to the payment of alimony is not to be a lien on the property of the defendant, except as to each installment of alimony as may be overdue or underpaid.

Whether the Lorimer resolution gets to a vote today or not, it is conceded that the Martin resolution, in substance at least, will carry but that a considerable number of Democrats will vote for the La Follette resolution. A vote today is very uncertain as it is known that Senator Cummins, and some of the Democrats want to talk before the vote is taken.

South Dakotans Fight Against Reciprocity

So filled with indignation over the reciprocity agreement were the members of the South Dakota delegation that they appeared again before the Senate Committee on Finance today to protest against it.

"The treaty was conceived in secret," said W. H. Lyon, of Sioux Falls, "and will promote United States emigration to Canada."

"The President discovered that we needed a food supply from across the border. If that time ever comes it will be when we are dead."

If Canada wants to share in the great United States market, let it pull down the British emblem and run up the Stars and Stripes."

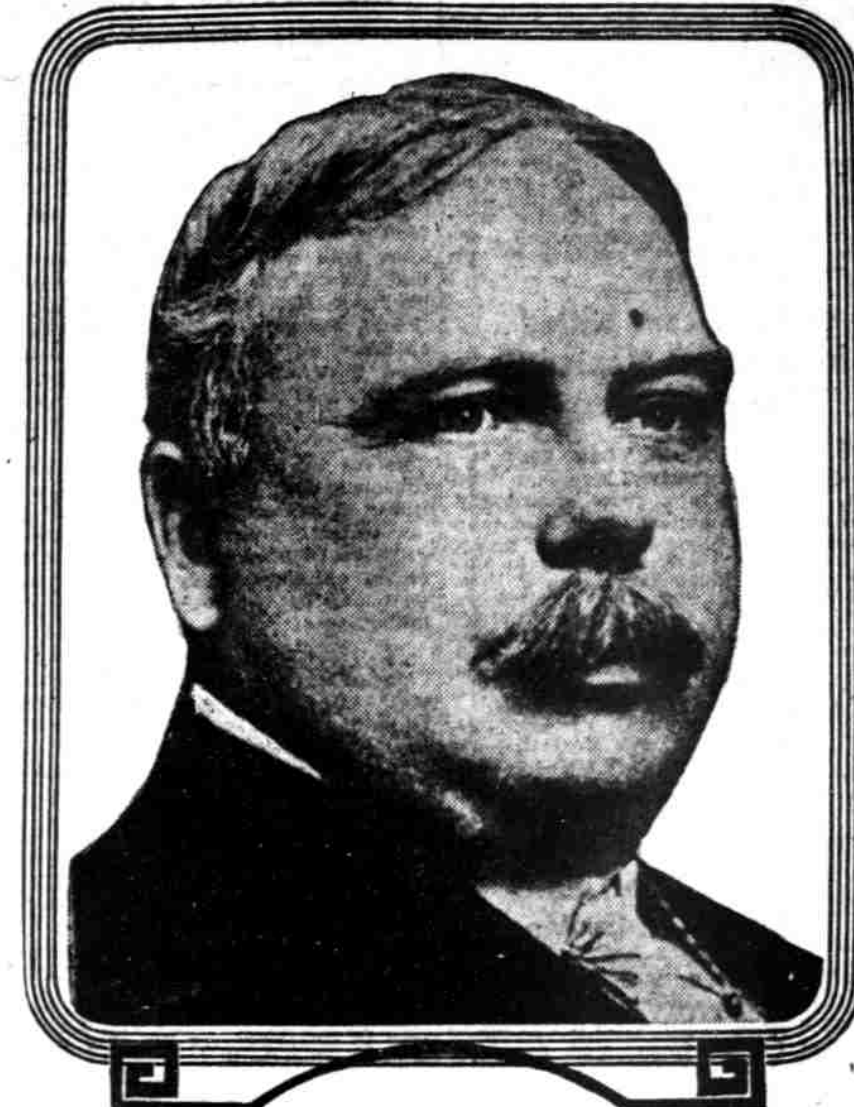
James D. McKenney, of Bradley, S. D., and A. E. Chamberlain, of the State Agricultural College, both fired shots at the Canadian agreement.

Burman Breaks Record For Indianapolis Track

INDIANAPOLIS, Ind., May 29.—"Wild Bob" Burman, the recently crowned "speed king," made himself a hot favorite for tomorrow's big 500-mile race by traveling faster today on the Indianapolis speedway than was ever before traveled over this oval track. He established new records for the quarter mile, half mile, kilometer, and mile. His time for the mile was 35.35 seconds.

The other new records are 8.15 seconds for the quarter mile; 16.83 for the half mile, and 2.40 for the kilometer. Burman's average speed was 191 miles an hour. He made but one attempt to lower the old records, which were held by Barney Oldfield.

Divorced, Must Pay Big Alimony



ISAAC E. EMERSON,
Baltimorean, From Whom His Wife Has Won a Divorce and Twenty-eight
Thousand Dollars Annually.

CAPTAIN EMERSON'S WIFE GETS DIVORCE AND BIG ALIMONY

Baltimorean Ordered to Pay
Twenty-eight Thousand
Dollars Yearly.

BALTIMORE, May 29.—An order was signed by Judge Hunter in the circuit court today granting Mrs. Emeline A. Emerson an absolute divorce from Capt. Isaac E. Emerson, the prominent hotel builder, drug manufacturer, and yachtsman, under the cross bill filed by Mrs. Emerson late in March.

Under the order Mrs. Emerson will receive \$28,000 a year alimony in monthly installments, the first installment to be paid today, and on the same date of each month, while her lawyers, William Shepard Bryan, Jr., and George Whitehead, must be paid a counsel fee of \$5,000 each by Captain Emerson. The divorce was granted on the ground of desertion.

According to the testimony and the special report of Alexander H. Robertson, auditor and master in chancery, the reasons for the divorce were that Captain and Mrs. Emerson had not lived together since 1904, although often occurring the same residence. Their separation came in 1904 when they had a serious disagreement, the nature of which Mrs. Emerson refused to disclose or allow to go on record, because she said it might involve some innocent persons.

It is shown that after the disagreement Captain Emerson left the Emerson mansion at 2500 Eutaw place, going to live at Irvington-on-the-Hudson with his daughter, Mrs. Smith Hollins McKim, former Baltimorean and society leader.

The court found that there would be no necessity for taking testimony as to the alimony agreement. The alimony must be paid monthly during the life of Mrs. Emerson.

Mediators Considering Firemen's Wage Demand

Steps for an amicable settlement of the differences between the Southern railway officials and the hundreds of firemen employed on the road, because of the company's refusal to grant a 20 per cent increase in wages, were taken today, when Charles P. Neill, commissioner of labor, and Judge Knapp, of the commerce court, sitting as a board of mediation, began consideration of the grievances and contentions of both sides.

While the firemen claim that nothing less than the 20 per cent increase will satisfy them, no further action will be taken until Dr. Neill and Judge Knapp have submitted their report.

Twenty-one members of the executive council of the Brotherhood of Railway Firemen, whose negotiations with officials of the road were terminated when the case was submitted for mediation, will probably remain in the city until final settlement has been reached. Unless a decision is given favorable to the firemen it is practically certain, according to the executive council, that a strike will follow.

Secretary of War Stimson at Work

Henry L. Stimson, who was sworn in as Secretary of War a week ago, assumed the duties of his office today following his return last night from a week spent in New York.

Secretary Stimson expects to be at his desk daily for the next few weeks and started in with a rush today to get acquainted with his job.

DOLPHIN DEATH DUE TO AN UNAVOIDABLE ACCIDENT, VERDICT

Coroner's Jury Holds In-
quest on Victim of Cul-
prit Fay Sinking.

That Alexander Yellowless came to his death as the result of an unavoidable accident was the verdict returned by the coroner's jury this afternoon in the case of the collision of U. S. S. Dolphin and the motor boat Culprit Fay Saturday night.

Yellowless' body was found floating in the river when the police boat resumed its search this morning. Seven witnesses were called by Coroner Nevitt in the case. The jury returned a verdict after being out for about one-half hour.

Sergeant Passano, of the Harbor police precinct, was the first witness. He told the jury of the finding of the body about 9 o'clock this morning floating in the Potomac, near Shepard's wharf.

Lindsay Tells of Collision.

John G. Lindsay, of 2120 M street northwest, owner of the motorboat, described the accident to the jury. He said that, together with his son-in-law, William H. Butler, and Yellowless, he left the Corinthian Yacht Club about 9 o'clock. As he came abreast of Jones' Point, the myriad of Alexandria street lamps confused his vision, he said, and he did not see the Dolphin until the bow was about twenty feet away.

Butler's Story of Crash.

Butler, when called to the stand, said that he and Yellowless were in the cabin at the time of the accident. When the crash came both were thrown to the floor, and in a moment found their way to the deck.

Rutler told the jury that Yellowless cried to him he could not swim. Butler did not know that Yellowless was missing until told by Lindsay, after they had been picked up by a boat from the Dolphin.

Lieut. Com. George W. Laws, commandant of the Dolphin, was called to the stand, and described the course of the Dolphin as it proceeded up the river with the pleasure party.

According to his statement, and that of William B. Luckett, who was acting as pilot, the Dolphin was holding a straight course up the river and should have missed the motor boat by several feet.

Naval Investigation.

The jury sitting upon the case was made up of John R. McLaughlin, Henry Hagemann, William J. Giddings, S. Porter House, H. D. F. Long, and G. V. Knox.

Coroner Nevitt signed an order for the release of Yellowless' body immediately after the verdict was returned, and it will be taken in charge by an undertaker. Funeral arrangements have not been made.

The formal board of investigation, which is demanded by the Navy Department in a case of any accident aboard a United States Naval vessel, will sit this afternoon on the Dolphin. The inquiry was ordered by Captain Beatty, commandant of the Navy Yard.

Capt. J. V. Chase will preside at the inquiry, with two other officers.

Incubator Lamp Sets Fire to Owner's Home

Frederick Philpitt's venture with incubator chicks cost him just \$1,200 today, for the lamp in the artificial brooder set fire to his home, at 931 Florida avenue, and nearly burned him out. The damage to the property is estimated at \$50 and that to the furnishings at \$700.

TWELVE KILLED IN BURLINGTON WRECK, AND MANY INJURED

Both Engine Crews Among Dead, and Sev-
eral Members of Denver Baseball Club
Hurt Near Indianola, Neb.

GENERAL SUPENINTENDENT SAYS EIGHT KNOWN VICTIMS

INDIANOLA, Neb., May 29.—A disastrous wreck on the Burlington occurred early today, two miles west of Indianola, resulting in the death of twelve persons and the injury of a large number of passengers, some of them fatally.

The steam pipes burst on several of the cars, and many were badly scalded.

The Omaha and Denver baseball clubs were both on the train. Several Denver players were injured, but none was killed.

Passenger train No. 12, eastbound, had orders to take siding at Redwood, a small station west of here, but came on east. Passenger train No. 9, running at fifty miles an hour, crashed into No. 12, and both trains were ditched. The engines on both trains were killed.

OFFICIAL STATEMENT OF COMPANY.

An official statement from the general superintendent's office in Lincoln at noon said that eight persons were known to be dead. The list of dead as given out by the Burlington, follows:

A. A. Hissabeck, Holdrege, Neb.; Robert Shepherd, traveling salesman, Holdrege, Neb.; Engineer John H. Hyder, of No. 12, and his fireman, W. J. Dameron, both of Lincoln; Engineer W. T. Lahey and his fireman, A. J. Olsen, both of Lincoln; Express Messenger Frazer, and Express Messenger Friar.

The eastbound freight, drawn by engine No. 420, came around the curve only a few minutes later and when Engineer Rout saw the wrecked car, it was too late to bring his train to a stop. He stuck to his throttle and Fireman Diehl jumped just before the crash.

The property damage was slight and the injured man was sent to Baltimore on train No. 22 which left St. Denis at 7:20 o'clock. He was sent to the University Hospital, where the fracture was reduced.

BOWERS RECOVERING FROM BULLET WOUND SAN FRANCISCO PARK BURNS; THREE DEAD

Memphis Grocery Trust Buster Not
Seriously Hurt, Says
Physician.

MEMPHIS, Tenn., May 29.—Duke C. Bowers, who shot himself at his home, 285 Palmetto street, late Saturday afternoon while handling a revolver, will recover unless complications, not now expected, develop, according to a statement made today by Dr. E. D. Fitchell.

The ball struck Mr. Bowers in the chest and forehead, and while the wound is painful, it is not of sufficiently serious nature to confine Mr. Bowers to his home for any length of time unless complications should develop. According to Dr. Mitchell, there are no indications of such trouble.

Owing to the fact that the only persons in the room at the time, Mr. Bower and his wife, are in no condition to talk, no definite details of how the wound was inflicted have been given out. When the near-tragedy took place Mr. Bowers had just arrived at home from his office duties and was with his wife in his room. She was busy with household affairs, while downstairs were a little girl, an uncle, A. J. Cook, of Texas, and her grandfather, J. T. Gibbs, postmaster at Dresden, Tenn.

The sound of a pistol was the first intimation of anything wrong alike to the wife, the daughter, and the relatives downstairs.

Peace Covenant With
Germany Foreshadowed

Count von Bernstorff today called at the State Department and told Secretary Knox that he has been instructed by his government to ask for a copy of the proposed arbitration treaty already under negotiation between the United States and Great Britain and France. Secretary Knox complied with his request, and it is now announced that formal negotiations are considered to have been begun.

This application upon the part of the German ambassador is gratifying to the United States in that it was announced at the State Department that the treaty would be forced upon no nation, and that any government interested would have to request that negotiations be opened.

There is also reason to believe that Japan will soon signify a desire to enter upon negotiations for such a treaty.

Boy Worker in Cotton
Mill Kills Companion

DANVILLE, Va., May 29.—Sam Pruett, a thirteen-year-old white boy, is now in jail for the murder of Frank Mahan. Both boys worked in the cotton mills here, and Mahan reported some negligence on the part of Pruett Saturday. This caused the shooting.

It is reported Pruett intended to shoot his foreman, but was arrested as soon as he killed Mahan.

Attorney General Wickersham, Secretary Fisher, Secretary Nagel, General Harrison G. Otis, Former Senator Burrows of Michigan.

IN CONGRESS TODAY

SENATE.

The Senate convened at 2 o'clock.

HOUSE.

House not in session today. Will reconvene tomorrow.

Rules Committee decided not to order investigation of the McNamara extradition case.

The Committee on Expenditures in State Department continued investigation.

White House Callers.

SENATORS.

Myers, Mont. Jones, Wash.

Smith, Mich. Owen, Okla.

Townsend, Mich.

REPRESENTATIVES.

Steenerson, Minn. Alexander, Mo.

Crumpacker, Ind. Hamilton, Mich.

McCay, N. J.

OTHER CALLERS.

Attorney General Wickersham, Secretary Fisher, Secretary Nagel, General Harrison G. Otis, Former Senator Burrows of Michigan.